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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/082,173

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EXAMINER

WENDMAGEGN, GIRUMSEW

ART UNIT

PAPER NUMBER

2621

MAIL DATE

DELIVERY MODE

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/082,173

Applicant(s)

PAEK, SEUNG-KYU

Examiner

Girumsew Wendmagegn

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-5 and 13-15 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-5 and 13-15 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
 - 2) ☐ Certified copies of the priority documents have been received in Application No. ____.
 - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>6/29/04; 8/12/03</u> . | 6) <input type="checkbox"/> Other: ____ |

DETAILED ACTION

Applicant's arguments with respect to claim 1-5, 13-15 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 1-5, 13-15 is rejected under 35 U.S.C. 103(a) as being unpatentable over Lewis et al (Patent Number US 6,694,090) and Oh et al (Patent Number US 6,430,360).

Regarding claim 1, Oh et al teaches a method of controlling levels for restricting a reproduction of a video by a video reproducing system so as to restrict viewing of a part or all of the video depending on a user's age, the method comprising: setting passwords corresponding to the levels so as to control viewing of the video; checking an input password against the passwords prior to reproducing the video (see figure 4 step s200 and s300); determining a viewing level including searching the levels corresponding to the input password (see figure 4 step s500); reproducing the video according to the viewing level (see figure 4 step s800); and setting initial conditions for controlling. The levels including: designating a default viewing level to be used as the viewing level in

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response to one of an elapse of a predetermined wait period, entry of an incorrect input password and non-entry of the input password (see figure4 step s500, s700 and s900). Setting of the password comprises, one or a combination of designating each of the passwords to a corresponding one of the levels and designating one of the passwords to a plurality of the levels (see figure5 s400 and s500 preset password) but does not teach selecting the predetermined wait period used by the video reproduction system to convert the viewing level to the default viewing level in response to one of a termination of the reproduction of the video and turning the video reproduction system off. Lewis et al teaches selecting the predetermined wait period used by the video reproduction system to convert the viewing level to the default viewing level in response to one of a termination of the reproduction of the video and turning the video reproduction system off (see column7 lines 23-28).

One of ordinary skill in the art at the time the invention was made would have been motivated to reset the viewing level to default level as described in Lewis et al in to Oh et al method because it would make parental control much more effective.

Regarding claim2, Oh et al teaches the method of claim1, wherein the video reproduction system is a digital video disc (DVD) system, and the levels for restricting the reproduction of the video are parental levels in the DVD system (see figure6).

Regarding claim3, Oh et al teaches the method of claim1, wherein the determining of the viewing level further comprises determining the viewing level as a

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lowest age level in response to the input password not matching the passwords corresponding to the levels (see column4 line 5-14).

Regarding claim4, Oh et al teaches the method of claim1, wherein the determining of the viewing level further comprises determining the viewing level as an upper level in response to the input password matching more than one of the passwords corresponding to the levels, wherein the upper level is a highest age level among all age levels of the levels corresponding to the input password (see figure5 steps s820, s830 and s910).

Regarding claim5, Lewis et al teaches the method of claim 1, wherein the viewing level determined is reset to a default viewing level in response to turning the video reproduction system off, wherein the default viewing level is one of a lowest age level set by an authorized user and a default age level set by a manufacturer of the video reproducing system (see column7 lines 23-27).

Regarding claim13, Oh et al teaches teaches the method of claim1, Wherein the reproducing of the video comprises: reading reproduction data from the video having a level which is the same or lower than the viewing level determined (see column2 line 49-52); and reproducing the reproduction data having the same or lower level than the viewing level (see column2 line 52-56).

Regarding claim 14, Oh et al teaches the method of claim 1, wherein the determining of the viewing level further comprises determining the viewing level as a default viewing level in response to one of non-entry of the input password, elapse of a predetermined wait period and non-matching of the input password to the one or more passwords corresponding to the levels (see figure 4 steps s500, s700 and s900).

Regarding claim 15, Lewis teaches the method of claim 1, wherein the viewing level determined is reset to a default viewing level in response to one of turning the video reproducing system off and terminating the reproduction of the video (see column 7 line 23-27).

Therefore, the invention as a whole would have been prima facie obvious to one of ordinary skill in the art at the time the invention was made, absent unexpected results to the contrary.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any


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extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Girumsew Wendmagegn whose telephone number is 571-270-1118. The examiner can normally be reached on 7:30-5:00, M-F, all Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tran Thai can be reached on (571) 272-7382. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9999 (IN USA OR CANADA) or 571-272-1000.


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